

**THE NOTES BELOW REPRESENT
NOTES AFTER THE SECOND CHECK
HAS BEEN COMPLETED.**

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VC VS00181

CASE NAME: MTR OF MARY S VON RAKOWSKI

HEARING:

Hearing Re: ACCOUNTING AND FINAL DISCHARGE.

COUNSEL:

GEORGE G VONRAKOWSKI (PET) ... LAW OFFICE OF JOHN J. HARRIS

MARY S VONRAKOWSKI (CEP) ... MIRIAM I MORTON

FRANCES RYCEWICZ (PET) ... DAVID W BROWN

GENERAL INFORMATION: First account current, covering 10-98 through 10-00. Continued from 7-22-02, 8-26-02, 10-21-02, 1-6-03, 3-21-03, 5-16-03, 6-20-03, 7-11-03, 8-8-03, 9-26-03, 12-5-03 and 1-16-04. Nothing new filed. . On 5-16-03 the court ordered petitioner to file a proper accounting 30 days prior to 7-11-03 hearing date. As of 1-27-04 nothing has been filed. On 8-8-03 the court was informed that the Conservatee is now deceased. It is therefore necessary to complete this accounting and to file a final accounting.

THIS CASE IS SET FOR HEARING ON final accounting and discharge. The notes listed below relate to the first accounting and not the final account that has yet to be filed.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. This is not an account current. Court should order petitioner to bring the account current forthwith.
2. Petitioner is not requesting fees.
3. Attorney is requesting fees of \$2, 047.50 representing 10.5 hours of work.
4. There is a discrepancy in the assets in the amount of \$10,412.09. It is surmised that the now deceased original conservator spent the money. He was the spouse of the conservatee. Is the conservator anticipating action against the bond to recover the missing money?
5. Please explain why the Pearson family was paid \$1,000 on 9-20-98.

6. Not all bank and security statements have been filed. Please file the missing statements.
7. No future hearing date is suggested at this point, as the account needs to be brought current before we set future accountings.

RECOMMENDATION:

Set matter for O.S.C. re sanctions. Issue citations and have them personally served.

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VC VS00354

CASE NAME: MTR OF BERTUS HOMBS

HEARING:

Petition for 1ST ACCOUNT CURR & RPT OF CONSERV & PTN FOR ITS STLMNT &
FOR APPRVL OF ACCT

	COUNSEL:
NANCY WAY	(CPE)...PRO/PER
BERTUS HOMBS	(CEP)...
GARY BURTON HOMBS	(OBJ)...PRO/PER

GENERAL INFORMATION: Petitioner has filed an accounting. The attorney for the Conservatee filed objections to the accounting. Counsel contends that she prepared a final accounting that properly reflects the estate assets and expenditures. The Conservator refused to sign the document. Conservator then took the accounting prepared by Conservatee's counsel and copied the portions that were acceptable to her and eliminate other portions believed to be relevant to counsel. Included within the portion eliminated was counsel's request for fees. Counsel has now filed a formal objection to the accounting and the matter is contested. Conservator has filed a response to the objections. Conservatee's counsel has filed a response to the Conservator's objection to attorney fees.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE
NOTED:

1. Counsel is requesting fees \$7,993.96. Amount is itemized.
2. Remainder of the notes refer to the accounting filed by Nancy Way the Conservator.
3. Summary of account does not balance.
4. Petition does not reflect all inventory and appraisals filed. See 3 green tabs in file.

5. None of the schedules alleged to represent the items in the summary of account are attached.

6. Petitioner is requesting that remaining assets be transferred to the surviving spouse of the Conservatee pursuant to Pr.C. § 13100.

RECOMMENDATION:

Matter is contested and should be set down on the contested calendar.

Superior Court of Calif, County of San Bernardino

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HONORABLE JUDGE ROBERT E LAW

DATE: 02/20/04

TIME: 8:30

DEPT: V9G -----

0000. CASE #: VC VS00354

CASE NAME: MTR OF BERTUS HOMBS

HEARING:

Hearing Re: Objections to Accounting/Final Discharge.

COUNSEL:

NANCY WAY (CPE)...PRO/PER

BERTUS HOMBS (CEP)...

GARY BURTON HOMBS (OBJ)...PRO/PER

GENERAL INFORMATION: See preceding page.

Superior Court of Calif, County of San Bernardino

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04

TIME: 8:30

DEPT: V9G

0000. CASE #: VC VS00354

CASE NAME: MTR OF BERTUS HOMBS

HEARING:

.Hearing Re: ACCOUNTING.

COUNSEL:

NANCY WAY

(CPE)...PRO/PER

BERTUS HOMBS

(CEP)...

GARY BURTON HOMBS

(OBJ)...PRO/PER

GENERAL INFORMATION: see preceding page.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VC VS00404

CASE NAME: MATTER OF MICHEAL JOSEPH PAGANO

HEARING:

Petition for Appointment of Conservator

COUNSEL:

CARMEN PAGANO	(CP)...PRO/PER
MICHEAL JOSEPH PAGANO	(CTP)...JOHN C SPAHN

GENERAL INFORMATION: Petitioner has filed an amended petition requesting dementia and medical powers. Court has appointed Attorney Spahn to represent the Conservatee. Temporary letters issued 9-5-03. Continued from 12-5-03. Per Attorney Spahn's report the Conservator no longer wishes to pursue the petition for conservatorship. Per Spahn the Conservator is designated payee on retirement plans and social security and it does not appear conservatorship is required.

THIS CASE IS SET FOR HEARING ON conservatorship of the person only.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter was continued to allow sufficient time to pass so that notice would be sufficient.
2. There is a request for medical powers. Capacity declaration supports request.
3. There is a request for dementia powers. Capacity declaration supports request. However, it should be noted that box 1(a) not completed. This is necessary in that it pertains to the issue of whether the doctor has at least 2 years experience diagnosing dementia. File supplemental.

RECOMMENDATION:

Court is awaiting supplement to number 3. Assuming the petitioner fails to appear or appears and requests a dismissal, court should dismiss the petition.

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VC VS00412

CASE NAME: MTR OF LOLA M MARTIN

HEARING:

Petition for Appointment of Conservator

COUNSEL:

TERRY L MARTIN (PET) ... DIANA CARLONI NOURSE

LOLA M MARTIN (PCE)...

GENERAL INFORMATION: continued from 1-9-04. Temporary letters issued 11-7-03.

THIS CASE IS SET FOR HEARING ON Petition for conservatorship of the person and the estate.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner requests that bond be set in the amount of \$66,000. Court has allowed temporary Conservator to encumber assets up to \$65,000. As no 2590 powers are sought this would appear to be adequate.
2. There is a request for medical powers. File capacity declaration. The note from the doctor does not constitute a capacity declaration. Use of Judicial Council forms is mandatory.

RECOMMENDATION:

If petition granted court will have to set future dates. Set hearing for filing of inventory and appraisal for 6-18-04. Set hearing for accounting review for 2-4-05. Accounting to be filed 30 days in advance.

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VG VS00143

CASE NAME: IN THE MATTER OF JAMES PARKER & RANDY WILDE

HEARING:

Petition for Termination of Guardianship

RANDY WILDE	(PLA)...
JAMES PARKER	(PLA)...
JELINA G ORSOT	(PLA)...

GENERAL INFORMATION: The petitioner is the guardian who contends that the minor Randy wishes to live with his mother and that she is no longer able to care for him due to her ill health.

THIS CASE IS SET FOR HEARING ON termination of guardianship

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Still need notice to the ward. Also petitioner served father by certified mail, but it was returned unclaimed. Father is in prison. Judge to decide if father needs further notice.

RECOMMENDATION:

Recommended for approval subject to number 1.

Superior Court of Calif, County of San Bernardino

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HONORABLE JUDGE ROBERT E LAW

DATE: 02/20/04

TIME: 8:30

DEPT: V9G -----

0000. CASE #: VG VS01025

CASE NAME: MTR OF TIMOTHY MICHAEL EIDE

HEARING:

Petition for TERMINATION OF GUARDIANSHIP

BONNIE CRAMER	COUNSEL:
TIMOTHY MICHAEL EIDE	(PET) ... PRO/PER
MARLENA ANN BURKE	(MIN)...
MARLENA BURKE	(PET) ... PRO/PER
	(OBJ)...PRO/PER

1. No file available for review.

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VG VS01544

CASE NAME: MTR OF JESSICA LOPEZ

HEARING:

Petition for Appointment of Guardian

COUNSEL:

CHARLENE LOPEZ (PET) ... PRO/PER

JESSICA LOPEZ (MIN)...

GENERAL INFORMATION: Temporary letters issued 12-26-03.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by stepmother, minor 13.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of personal service on father and minor.
2. File notice of hearing and proof of mailed service on maternal grandfather, paternal grandmother and Court Investigator. There is a proof of service on Bertha Acuna, however, it cannot be determined from the petition how this individual is related to the minor.
3. Confidential screening form conflicts with the guardianship questionnaire in relation to criminal records.

RECOMMENDATION:

None

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VG VS01545

CASE NAME: MTTR OF BONNIE MARIE LESLIE

HEARING:

Petition for Appointment of Guardian

COUNSEL:

JOY LEAIR (PET) ... JAMES E NEWNHAM

BONNIE MARIE LESLIE (MIN)...

GENERAL INFORMATION: Temporary letters issued 1 -7-04.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by friend, minor 13.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of personal service on minor.
2. Mother has signed consent and waiver.
3. Petitioner not related to minor. Need D.C.S. report.
4. Court may wish to review confidential screening form.

RECOMMENDATION:

None.

Superior Court of Calif, County of San Bernardino

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HONORABLE JUDGE ROBERT E LAW

DATE: 02/20/04

TIME: 8:30

DEPT: V9G -----

0000. CASE #: VG VS01546

CASE NAME: MTTR OF TANNER JOSEPH SNYDER

HEARING:

Petition for Appointment of Guardian

COUNSEL:

JUDY KAY BOMAR

(PET) ... THE HEGNER LAW FIRM

TANNER JOSEPH SNYDER

(MIN)...

GENERAL INFORMATION: Temporary letters issued 12-24-03.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by maternal grandmother, minor 2 months.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of personal service on parents. Petitioner has provided proof of substituted service that does not comply with the requirements of C.C.P. § 415.20(a).
2. File notice of hearing and proof of mailed service on maternal grandfather and Court Investigator.

RECOMMENDATION:

None

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HONORABLE JUDGE ROBERT E LAW

DATE: 02/20/04

TIME: 8:30

DEPT: V9G -----

0000. CASE #: VG VS01547

CASE NAME: MTR OF T J LAWRENCE FROELICH

HEARING:

Petition for Appointment of Guardian

COUNSEL:

DIANA MODICA

(PET) ... PRO/PER

THOMAS MODICA

(PET) ... PRO/PER

T J LAWRENCE FROELICH

(MIN)...

GENERAL INFORMATION: Temporary letters issued 12-31-03.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by maternal grandmother and maternal step-grandfather.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. There is a question as to father and paternal grandparents of the minor. The birth certificate lists no one, but the petition indicates that the father is Robert McDonald. There is proper substituted service on Robert McDonald.
2. File notice of hearing and proof of personal service on minor.
3. File notice of hearing and proof of mailed service on maternal grandfather and Court Investigator.
4. Court may wish to review confidential screening form.

RECOMMENDATION:

None.

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VG VS01548

CASE NAME: MTTR OF MASON & VICTORIA DEWEESE

HEARING:

Petition for Appointment of Guardian

	COUNSEL:
GARNETTA RENN	(PET) ... PRO/PER
GREGORY RENN	(PET) ... PRO/PER
MASON G DEWEESE	(MIN)...
VICTORIA F DEWEESE	(MIN)...

GENERAL INFORMATION: Temporary letters issued 12-31-03.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by paternal grandparents, minors 7 and 5.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. U.C.C.J.E.A incomplete. Must be completed for the last 5 years or to date of birth of the minor, whichever is sooner.
2. Court may wish to review confidential screening form of Gregory Renn.

RECOMMENDATION:

None

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VG VS01549

CASE NAME: MTR OF MERCEDES A JAUREGUI

HEARING:

Petition for Appointment of Guardian

	COUNSEL:
PAULA GARIBAY	(PET) ... PRO/PER
MERCEDES A JAUREGUI	(MIN)...

GENERAL INFORMATION: Temporary orders were denied.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by maternal grandmother, minor 1.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File certified copy of birth certificate.
2. File notice of hearing and proof of mailed service on maternal grandfather and Court Investigator.
3. File notice of hearing and proof of personal service on step-father.
4. Per the petition the step-father of the child has custody through the family law court. The case number is not stated.
5. The person identified as the step-father has filed objections indicating that he has been given sole custody of the minor through Family Law Court. Although he fails to state the number of the case review of the court's files establishes that the matter was pending in VFL 028284. He was given temporary sole custody of the minor on 12-4-03 and the matter was continued to 2-10-04. The objector failed to appear at that hearing and the matter went off calendar. Objector contends that he is the presumed father of the minor and he was awarded custody of the minor. He contends that this court has no jurisdiction as he was not served. However, a

party or witness waives any inadequacy of notice of a hearing when it appears and argues on the merits. This is true even where the party first objects to the inadequacy of the notice and then argues the merits. (Clark v Stabond Corp. (1987) 197 Cal. App.3d 50, 58-59). Here he has made a general appearance and not a special appearance. He has therefore subjected himself to the jurisdiction of the court. He further argues that as there is a Family Court matter pending this court has no jurisdiction. The Family Law matter does take priority and this matter would trail that matter. Finally, objector indicates that the petitioner has not established by clear and convincing evidence that parental custody is a danger to the minor.

RECOMMENDATION:

Matter is contested and should be set down for a contested hearing, but should be done in the Family Law court.

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HONORABLE JUDGE ROBERT E LAW -----

DATE: 02/20/04 TIME: 8:30 DEPT: V9G -----

0000. CASE #: VG VS01550

CASE NAME: MTR OF JACOB DYLAN NELSON

HEARING:

Petition for Appointment of Guardian

COUNSEL:

SHARI L NELSON (PET) ... PRO/PER

JACOB DYLAN NELSON (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by maternal grandmother, minor 2.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Mother and maternal grandfather have signed consent and waivers.
2. File certified copy of minor's birth certificate.

RECOMMENDATION:

None.

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE ROBERT E LAW

DATE: 02/20/04

TIME: 8:30 AM

DEPT: V-9 G

CASE #: VGVVS00916

CASE NAME: MATTER OF TRAVIS,JESSICA,&STACIA VARDINSKI

HEARING:2ND AND FINAL ACCOUNTING

GENERAL INFORMATION: Accounting is as to the ward Jessica only. Jessica reached the age of majority on 10-28-03.

THIS CASE IS SET FOR HEARING ON second and final account as to Jessica only.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Covers 10-31-01 through 10-31-03.
2. Petitioner waives fees.
3. Attorney requests fees of \$1,120 representing 16 hours at \$70 per hour. Amount is itemized. Petitioner requests that this amount be paid from the ward's blocked account.
4. File order after hearing.
5. Petitioner requests that assets be released to the ward and that the petitioner be discharged as of 10-28-04.
6. Accounting looks ok.

RECOMMENDATION:

Recommended for approval. Set hearing for filing of receipts and final discharge order for 10-29-04.

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HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04

TIME: 8:30

DEPT: VPR

0000. CASE #: VPRVS01648

CASE NAME: ESTATE OF WILLIAM D HALE

HEARING:

Petition for TO ALLOCATE RESPONSIBILITY FOR DEBTS PAYABLE BY ESTATE &
SURV SPOUSE

COUNSEL:

LIBBE HALE

(PET) ...LAYNE A BARTHOLOMEW

WILLIAM D HALE

(DEC)...

GENERAL INFORMATION: Petitioner is the surviving spouse of the decedent and alleges that she has been disabled for a number of years. The decedent was in charge of finances and had the bills sent to the gun shop business. She alleges that he apparently took out loans and credit cards without her knowledge. She is requesting that the court allocate the debts as to community property and as to his separate property. She is basically alleging that anything she knew nothing about should be allocated as his separate debt.

THIS CASE IS SET FOR HEARING ON allocation of debts.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Except as otherwise provided by statute the community is liable for a debt incurred by either spouse before or during marriage and prior to separation. This rule applies regardless of which spouse had management and control of the property or whether one or both spouses are parties to the debt or to a judgment for the debt. See Fam. C. § 910, Hogoboom and King, California Practice Guide: Family Law § 8:739. Counsel has provided no points and authorities to establish why this rule should not apply.

RECOMMENDATION:

Require counsel to file points and authorities to support his position.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04

TIME: 8:30

DEPT: VPR -----

0000. CASE #: VPRVS01648

CASE NAME: ESTATE OF WILLIAM D HALE

HEARING:

Hearing Re: FILING OF STATUS REPORT AND/OR ACCTING.

COUNSEL:

LIBBE HALE

(PET) ...LAYNE A BARTHOLOMEW

WILLIAM D HALE

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON status report

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of service in accord with Pr. C. § 12201.
Whenever a status report is filed without an accounting notice must indicate a right to an accounting in accord with Pr. C. § 10950. This form of notice is mandatory.
2. Estate is not in a condition to close due to the need to resolve the issue on creditors' claims.

RECOMMENDATION:

Recommended for approval subject to number 1. Set hearing for the next status report and/or account for 3-18-05. Any accounting to be filed 30 days in advance. Estate to remain open until that time.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS01931

CASE NAME: ESTATE OF HARRY LEE HOPE

HEARING:

Hearing re: WAIVER OF ACCOUNT & FINAL RPT BY EXEC

	COUNSEL:
BETTY LYNETTE HOPE-GRAHAM	(PET) ...LUNDBERG & BAXTER LLP
HARRY LEE HOPE	(DEC)...
LISA MICHELLE HOPE	(OBJ)...JAMES S TERRELL
THOMAS LEE HOPE	(JAMES S TERRELL

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON final report on waiver of accounting.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Statutory fees are \$5,098.91. Petitioner waives fees.
2. Sole heir waives accounting.

RECOMMENDATION:

Recommended for approval. Set hearing for filing of receipts and final discharge order for 3-18-05.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 02/20/04

TIME: 8:30

DEPT: VPR -----

0000. CASE #: VPRVS01950

CASE NAME: ESTATE OF HARRY G MCKELVY

HEARING:

FIRST and Final Account and Report.

COUNSEL:

MICHAEL STOKES

(PET) ... DEBRA S POPINEAU

HARRY G MCKELVY

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON final report on waiver of account.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting is properly waived.
2. Statutory fees are \$14,083.36.
3. Petitioner requests permission to withhold \$100 in closing costs.

RECOMMENDATION:

Recommended for approval. Set hearing for filing of receipts and final discharge order for 3-18-05.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS01954

CASE NAME: ESTATE OF DIANA TELOW

HEARING:

Hearing re: MOTION TO BE RELIEVED AS COUNSEL

COUNSEL:

DAVID TELOW (PET) ... JANET M HERRING

DIANA TELOW (DEC)...

GENERAL INFORMATION: Petition is filed by attorney for Brent McConnell. A petition has been filed on Mr. McConnell's behalf concerning determination of the persons entitled to distributions. That matter is scheduled for 2-27-04.

THIS CASE IS SET FOR HEARING ON motion to be relieved as counsel.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. It appears the petition is procedurally complete.
2. The granting of the petition will likely result in the continuance of the pending motion.

RECOMMENDATION:

Absent objection recommended for approval.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS01994

CASE NAME: MTR OF DORIS ANN GAVENDA

HEARING:

FIRST and Final Account and Report.

	COUNSEL:
U.S. CHARITABLE GIFT TRUST	(PET) ... DEBRA S POPINEAU
DORIS ANN GAVENDA	(DEC)...
DEBRA TYRE	(PET) ... DEBRA S POPINEAU

GENERAL INFORMATION: This is an ancillary proceeding.

THIS CASE IS SET FOR HEARING ON first and final report and account

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Statutory fees are \$1,120.
2. Petitioner requests permission to withhold \$30 in closing costs.
3. File order after hearing.
4. Accounting looks ok.

RECOMMENDATION:

Recommended for approval. Set hearing for filing of receipts and final discharge order for 3-18-05.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 02/20/04

TIME: 8:30

DEPT: VPR -----

-0000. CASE *: VPRVS01995

CASE NAME: ESTATE OF RAMONA LEE KINGSBURY

HEARING:

Waiver of account and for final distribution.

COUNSEL:

CHARLES G KINGSBURY (PET) ...ZUMBRUNN LAW CORPORATION

RAMONA LEE KINGSBURY (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON final report on waiver of accounting.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting properly waived.
2. Statutory fees are \$5,477.40. Petitioner waives fees.

RECOMMENDATION:

Recommended for approval. Set hearing for filing of receipts and final discharge order for 3-18-05.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS02029

CASE NAME: ESTATE OF EDWARD A GRETCHEN

HEARING:

Hearing Re: ACCOUNTING REVIEW.

COUNSEL:

ROBIN K CRAIG (PET) ... PRO/PER

EDWARD A GRETCHEN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON status report/accounting

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. There is an accounting that has been filed and is scheduled for 3-5-04. However, it should be noted that the accounting is not in the proper form and there is no status report. The accounting must be done in compliance with Pr.C. § 1060 et seq.

RECOMMENDATION:

Continue this matter to 3-5-04. Have clerk give notice of continuance and have clerk send petitioner a copy of these notes.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS02054

CASE NAME: ESTATE OF CYNTHIA JANICE ALLEN

HEARING:

Petition for FOR STLMNT OF 1ST & FINAL ACCT; PTN FOR FINAL DIST

COUNSEL:

TYANA PARR (PET) ... DAVID W BROWN

CYNTHIA JANICE ALLEN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON first and final report and account.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Statutory fees are \$4,720.
2. Accounting looks ok
3. Copies of investment account statements verifying the balance of cash or securities shall be filed with all inventories and/or accountings. Please file those documents.
4. There are insufficient assets to pay the total specific bequests. Petitioner will therefore apportion the bequests based on a percentage of the whole. This appears to be ok.

RECOMMENDATION:

Recommended for approval subject to number 3.

Set hearing for filing of receipts and final discharge order for 3-18-05.

Superior Court of Calif, County of San Bernardino

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CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE 4: VPRVS02062

CASE NAME: ESTATE OF HARRY L WEAVER

HEARING:

Petition for FOR PRELIMINARY DISTRIBUTION

COUNSEL:

LISA M WEAVER (PET) ... THE HEGNER LAW FIRM

HARRY L WEAVER (DEC)...

No file available for review.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE *: VPRVS02085

CASE NAME: 'ESTATE OF ROLAND JAMES ROLLINS

HEARING:

Petition for FOR STLMNT OF 1ST & FINAL ACCT OF ESTATE; PTN FOR FINAL DIST

COUNSEL:

JERRY ROLLINS (PET) ... DAVID W BROWN

ROLAND JAMES ROLLINS (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON first and final report and account

1. Statutory fees are \$6,523.72.
2. There is a discrepancy between the alleged property on hand in the account and the actual property on hand in the amount of \$3,950.37. Please clarify.
3. File order after hearing.

RECOMMENDATION:

Recommended for approval subject to number 2. Set hearing for filing of receipts and final discharge order for 3-18-05.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS02107

CASE NAME: MATTER OF JOE A OBER

HEARING:

Hearing re: Inventory and appraisal

	COUNSEL:
ALAN TEAGUE	(PET) ...MCINTIRE LAW CORP
JOE A OBER	(DEC)...
MICHAEL BALZANO	(PET) ...MCINTIRE LAW CORP
M DANIEL SAYLOR	(TP)...M DANIEL SAYLOR

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of inventory and appraisal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. The inventory and appraisal has been filed.
2. File property tax certificate.

RECOMMENDATION:

Recommended for approval subject to number 2.

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 02/20/04

TIME: 8:30

DEPT: VPR -----

0000. CASE #: VPRVS02129

CASE NAME: ESTATE OF GOLDIE J. WHISNER

HEARING:

Hearing re: Inventory and appraisal

COUNSEL:

RONALD B WHISNER

(PET) ... DAVID W BROWN

GOLDIE J WHISNER

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of inventory and appraisal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. The inventory and appraisal has been filed.

RECOMMENDATION:

Matter may go off calendar.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS02134

CASE NAME: ESTATE OF HARRY KENNETH BRYANT

HEARING:

Hearing re: Inventory and appraisal

COUNSEL:

HANNAH L BRYANT (PET) ... DAVID W BROWN

HARRY KENNETH BRYANT (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of inventory and appraisal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. The inventory and appraisal has been filed.

RECOMMENDATION:

The matter may go O/C.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 10:00 DEPT: VPR -----

0000. CASE #: VPRVS02210

CASE NAME: ESTATE OF ROBERT D. PIROLI

HEARING:

Petition for FOR AN ORDER INSTRUCTING TRUSTEE TO REIMBURSE ELIZABETH
PIROLI FOR FUN EXPENSES

COUNSEL:

ELIZABETH MONACI
ROBERT D PIROLI
ELIZABETH PIROLI

(PET) ...ZUMBRUNN LAW CORPORATION
(DEC.)...
(OBJ)...CALDWELL, KENNEDY & PORTER,

GENERAL INFORMATION: Petitioner is the surviving spouse of the decedent. She is requesting that the trustee be ordered to reimburse her for the cost of the decedent's funeral that she paid with her own funds.

THIS CASE IS SET FOR HEARING ON order instructing trustee to reimburse petitioner for funeral expenses.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. The petitioner relies on Pr.C. § 11421 which indicates that "personal representative" is to reimburse costs of funeral as soon as the funds become available. However, that portion of the code deals with probate matters. There is no probate opened in this case. This matter comes before the court as a Pr.C. § 850 petition under a trust. Petitioner is invited to provide points and authorities to establish that the court can enforce this rule when no probate has been opened.

RECOMMENDATION:

Denied in the absence of authority supporting petitioner's position.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 10:00 DEPT: VPR
0000. CASE #: VPRVS02210
CASE NAME: ESTATE OF ROBERT D: PIROLI

HEARING:

Spousal Property Petition hearing.

	COUNSEL:
ELIZABETH MONACI	(PET) ...ZUMBRUNN LAW CORPORATION
ROBERT D PIROLI	(DEC)...
ELIZABETH PIROLI	(OBJ)...CALDWELL, KENNEDY & PORTER,

GENERAL INFORMATION: This case is set for a MSC on this date concerning a Pr.C. § 850 petition. This petition appears to be a counter petition to the 850 petition. It would appear that it cannot be decided until the 850 petition is decided.

THIS CASE IS SET FOR HEARING ON spousal property petition.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of service.
2. Set forth basis upon which petitioner contends that the property is subject to a spousal property petition. (Attachment 7 must be filed.)

RECOMMENDATION:

Trail this matter behind the 850 petition.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 02/20/04

TIME: 8:30

DEPT: VPR -----

0000. CASE #: VPRVS02240

CASE NAME: MTR OF FELLY FAMILY TRUST

HEARING:

Petition for FOR REMOVAL OF TRUSTEE, ACCOUNTING & APPT OF SUCCESSOR
TRUSTEE

DAVID L FELLY
JUDGE A FELLY
BARBARA TUXEN

COUNSEL:
(PET) ... STANLEY W HODGE
(DEC) ...
(OBJ)...CALDWELL, KENNEDY & PORTER,

GENERAL INFORMATION continued from 12-19-03.

THIS CASE IS SET FOR HEARING ON removal of trustee, accounting and
appointment of successor trustee.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Need to file a copy of the Trust.
2. Local Rule 601 requires that the caption of the Petition include a reference to the Probate Code Section which authorizes the relief requested.
3. Objection filed. Response to the amendment to the petition for removal has now been filed.

RECOMMENDATION:

Set on contested calendar. Court may want to send out for mediation first.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS02265

CASE NAME: ESTATE OF GENE SHEPHERD

HEARING:

Petition for Letters of Admin. W/ Full Authority under IAEA.

COUNSEL:

JACK E SHEPHERD (PET) ... DONALD N FELD

GENE SHEPHERD (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to administer, with limited I.A.E.A
authority and no bond.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner requests bond in the amount of \$2,500. The minimum bond is \$10,000.
2. Section 9 of the petition does not indicate ages of listed individuals as is required.
File supplemental.

RECOMMENDATION:

Recommended for approval subject to numbers 1 and 2. Set hearing for filing of
inventory and appraisal for 7-30-04. Set hearing for filing of status report and/or
accounting for 3-18-05. Any accounting to be filed 30 days in advance.

Superior Court of Calif, County of San Bernardino

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CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 02/20/04

TIME: 8:30

DEPT: VPR

0000. CASE #: VPRVS02267

CASE NAME: ESTATE OF RUSSELL IRWIN PAULSEN JR

HEARING:

Petition to determine succession to Real Property

COUNSEL:

VINCENT D PAULSEN

(PET) ...ZUMBRUNN LAW CORPORATION

RUSSELL IRWIN PAULSEN

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to determine succession to real property.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petition appears procedurally complete.

RECOMMENDATION:

Recommended for approval.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS02268

CASE NAME: MTR OF GEORGE J WEBEL

HEARING:

Spousal Property Petition hearing.

COUNSEL:

ARMIDA D WEBEL (PET) ... STANLEY W HODGE

GEORGE J WEBEL (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON spousal property petition.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of service.

RECOMMENDATION:

Recommended for approval subject to number 1.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 02/20/04 TIME: 8:30 DEPT: VPR -----

0000. CASE #: VPRVS02270

CASE NAME: ESTATE OF ELIZABETH LOUISE HAYES AKA BETTY HAYES

HEARING:

Petition for Probate, Letters of Tstmntry with full authority under IAEA.

COUNSEL:

MICHAEL HAYES (PET) ... ROBERT E KNUDSEN

ELIZABETH LOUISE HAYES (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition for probate with full I.A.E.A. and no bond.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petition indicates that will waives bond, however, this cannot be verified because the petitioner has not attached a copy of the will. File copy of the will
2. File duties.
3. File order after hearing.

RECOMMENDATION:

No recommendation until after copy of the will is filed.

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE ROBERT E LAW

DATE: 02/20/04

TIME: 8:30 AM

DEPT: V-9 G

CASE #: VGVS 01025

CASE NAME: MATTER OF TIMOTHY MICHAEL EIDE

HEARING: PETITION FOR TERMINATION OF GUARDIANSHIP

		COUNSEL:
BONNIE CRAMER	PET	PRO/PER
TIMOTHY M. EIDE	MIN	
MARLENA ANNE BURKE	PET	PRO/PER
MARLENA BURKE	OBJ	PROPER

GENERAL INFORMATION: Continued from 11-14-03. Nothing new filed. Court has referred the matter to the Court Investigator for a report and recommendation. We are awaiting the report.

THIS CASE IS SET FOR HEARING ON petition for termination of guardianship.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner is the mother. Petitioner indicates that she is now able to care for the minor. She indicates that she has a 3 bedroom house, while the guardian is sharing a house with at least 6 adults and 9 children. Minor is required to sleep on the floor. Minor has been referred to DBH for behavior problems, but guardian has not made appointment for minor.

RECOMMENDATION:

Await report of the Court Investigator.